

Remarks

I. Restriction Requirement and Election of Species

In the above referenced Office Action, the Examiner divided the claims into the following groups:

Group I. Claims 4-12, drawn to a method of strengthening brain function comprising administering an unsaturated fatty acid composition; and

Group II. Claims 13-21, drawn to a kit comprising an unsaturated fatty acid composition.

In response, Applicants elect to begin prosecution with examination of claim Group I, claims 4-12, without traverse. Non-elected claims 13-21 are canceled.

Applicants reserve the right to file divisional applications directed to the non-elected claims of Group II.

Election of a species as to a single brain function was further required.

Applicants elect learning faculty as the specific brain function as the species to begin prosecution. Upon allowance of the generic claims, Applicants request consideration of claims to additional species which are written in dependent form or which otherwise include all the limitations of the allowed generic claim(s) as provided by 37 C.F.R. §1.141.

It is Applicant's understanding that pending claims 4-12 read on the elected species. Upon allowance of the generic claims, Applicants request consideration of claims to additional species which are written in dependent form or which otherwise include all the limitations of the allowed generic claim(s) as provided by 37 C.F.R. §1.141.

II. Amendments

Non-elected claims 13-21 are canceled without prejudice.

No new matter is added by way of these amendments.

If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is encouraged to call the undersigned at (650) 838-4410.

Respectfully submitted,
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